IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION.

CIVIL APPLICATION NO.4159 OF 2004.

IN

FIRST APPEAL ST.NO.27511 OF 2004.

Life Insurance Corporation of India : Petitioner.

versus

Municipal Corporation of Gr. Mumbai. : Respondent.

Mr.R.M.Nakhawa for the petitioner.
Mr.J.J.Xavier for the BMC/respondent Nos.1 & 2.
Mrs.Mahadik i/by S.S.M.Associates for Respondent No.3.

CORAM : D.G.DESHPANDE,J.

DATED : 26th August 2005.

ORAL ORDER

1. Heard advocates for the appellant and respondent Nos. 1 and 2 and Respondent No.3.

This application is for condonation of delay 348 days. The appeal is against the rateable value. The application is strongly opposed by the advocate for the respondent Nos. 1 and 2. According to him, the explanation given is not sufficient and proper.

2. I have perused the affidavit. In the circumstances, the delay is condoned, subject to payment of costs of Rs.2500/-. Costs to be paid or deposited within three weeks from today. Payment of costs is condition precedent. Put up the appeal for admission thereafter. Civil Application is disposed of.

[D.G.DESHPANDE,J]